

EXHIBIT A

UNIVERSITY OF TENNESSEE RESEARCH
FOUNDATION and SAINT MATTHEW
RESEARCH, LLC,

Plaintiffs,

v.

HEWLETT PACKARD ENTERPRISE
COMPANY and HP ENTERPRISE
SERVICES, LLC

Defendants.

V.

HEWLETT PACKARD ENTERPRISE
COMPANY and HP ENTERPRISE
SERVICES, LLC

Defendants.

5. Plaintiffs' complaint in this case (ECF No. 1) accuses the following HPE products and services of infringing one or more of the asserted patents: HPE Helion CloudSystem (versions 9.0 and 10.0); HPE Helion OpenStack (versions 3.0 and 4.0); and HPE Vertica (versions 7.2.x, 8.0.x, and 8.1.x) (collectively, the "Accused Products").

6. I have communicated with the 17 HPE employees with home addresses in the Eastern District of Tennessee, and they have indicated to me that none of them conducts business related to or otherwise works on (e.g., development, marketing, sales or customer or technical support) any of the Accused Products.

7. The complaint alleges: "On information and belief, HPE has partnered with several businesses throughout the State of Tennessee, including several Knoxville businesses, including, for example, Computer Systems Plus and GAMA Network Solutions LLC." Dkt. 1 ¶ 28. HPE identifies Computer Systems Plus and GAMA Network Solutions LLC as reseller "business partners," along with many other third party companies, on its website, <https://findapartner.hpe.com>, a true and correct copy of which is attached as Exhibit D. Indeed, there are roughly 7,000 such "partner" vendors in the United States alone. The two vendors named in the complaint have, in the past three years, sold no Accused Products, and have sold less than \$510,000 of other HPE products.

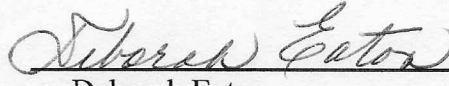
8. Attached as Exhibit B is a true and correct copy of the 2017 Program Guide for the HPE Partner Ready for Technology Partner Program. This exhibit describes the "partner" program.

9. To become a "partner" in this program, the vendor must sign a membership agreement and pay the relevant fee, if any. Attached as Exhibit C is a true and correct copy of this membership agreement between HPE and U.S. vendors that choose to participate in the HPE

Partner Ready for Technology Partner Program. This agreement defines the relationship between HPE and such "partner" vendors.

I declare under penalty of perjury that the foregoing is true and correct.

Dated: August 29, 2017


Deborah Eaton